

**Iowa Department of Natural Resources
Natural Resource Commission**

ITEM

19

DECISION

TOPIC

Final Rule--Chapter 52, Wildlife Refuges

The Commission is requested to adopt a final rule to amend Chapter 52 "Wildlife Refuges." The amendments add Sedan Bottoms in Appanoose County and the Jemmerson Slough Complex in Dickinson County to the list of wildlife refuges. The amendment also removes several areas from the sub-rule that are no longer posted as refuges or have not been functioning effectively as waterfowl refuges. No comments were received on this rule.

Ken Herring, Administrator
Conservation and Recreation Division
Attachment? Yes

May 10, 2007

NATURAL RESOURCE COMMISSION [571]

Adopted and Filed

Pursuant to the authority of Iowa Code subsection 455A.5(6), the Natural Resource Commission hereby amends Chapter 52, "Wildlife Refuges," Iowa Administrative Code.

Chapter 52 establishes wildlife refuges or sanctuaries for the purposes of preserving the biological balance; protecting public parks, public health, safety and welfare; and effecting sound wildlife management. This amendment adds Sedan Bottoms in Appanoose County and the Jemmerson Slough Complex in Dickinson County to the list of wildlife refuges. The amendment also removes several areas from the subrule that are no longer posted as refuges or have not been functioning effectively as waterfowl refuges.

Notice of Intended Action was published in the Iowa Administrative Bulletin on March 28, 2007, as ARC 5801B. A public hearing was held on April 19, 2007, and no comments were received. One written comment was received about the Sedan Bottoms.

This amendment is intended to implement Iowa Code sections 481A.5, 481A.6, 481A.8 and 481A.39.

This amendment shall become effective July 11, 2007.

The following amendment is adopted.

Amend subrule 52.1(2), paragraph "a," as follows:

a. Restrictions. The following areas under the jurisdiction of the department of natural resources are established as game refuges where posted. It shall be unlawful to hunt, pursue, kill, trap, or take any wild animal, bird, or game on these areas at any time, and no one shall carry firearms thereon, except where and when specifically authorized by the department of natural resources. It shall also be unlawful to trespass in any manner on the following areas, where posted, between the dates of September 10 and December 31 of each year, both dates inclusive, except that department personnel and law enforcement officials may enter the area at any time in performance of their duties, and hunters, under the supervision of department staff, may enter when specifically authorized by the department of natural resources.

<u>Area</u>	<u>County</u>
Lake Icaria	Adams
Pool Slough Wildlife Area	Allamakee
Rathbun Area	Appanoose
<u>Sedan Bottoms</u>	<u>Appanoose</u>
Wildlife Exhibit Area	Boone
Sweet Marsh	Bremer
Storm Lake Islands	Buena Vista
Big Marsh.	Butler
South Twin Lake.	Calhoun
Round Lake	Clay
Little River Recreation Area	Decatur
Allen Green Refuge	Des Moines
Henderson	Dickinson
<u>Jemmerson Slough Complex</u>	<u>Dickinson</u>
Kettleson Area	Dickinson

Spring Run	Dickinson
Ingham Lake	Emmet
Forney Lake	Fremont
Riverton Area	Fremont
Dunbar Slough	Greene
Bays Branch	Guthrie
Green Island Area	Jackson
Hawkeye Wildlife Area	Johnson
Muskrat Slough	Jones
Colyn Area	Lucas
Red Rock Area	Marion, Polk, Warren
Badger Lake	Monona
Tieville/Decatur Bend	Monona
Five Island Lake	Palo Alto
Big Creek-Saylorville Complex	Polk
Chichaqua Area	Polk
Cottonwood Area	Polk
I-35 Area	Polk
Smith Area	Pottawattamie
Lake View Area	Sae
McCausland	Scott
Princeton Area	Scott
Prairie Rose Lake	Shelby
Otter Creek Marsh	Tama
Green Valley Lake	Union
Three Mile Lake	Union
Lake Sugema	Van Buren
Rice Lake Area	Winnebago
Snyder Lake	Woodbury
Elk Creek Marsh	Worth
Lake Cornelia	Wright

Date

Richard A. Leopold, Director

(N:52F.doc)